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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

MICHELLE GALLAWAY, on behalf of
herself and all others similarly situated,

Plaintiff,

vs.

BARCLAYS BANK DELAWARE; and
DOES 1 through 50, inclusive,

Defendant.

Case No. 2:15-cv-02003-APG-GWF

**STIPULATION TO FURTHER STAY ALL
PROCEEDINGS**

SECOND REQUEST

ORDER

Plaintiff Michelle Gallaway ("Plaintiff"), by and through her counsel of record, and Defendant Barclays Bank Delaware ("Defendant"), by and through its counsel of record, submit the below stipulation to further stay all proceedings in the above-captioned matter.

On November 9, 2015, the Court signed a joint stipulation filed by the Parties (Doc. 9) to stay all proceeding until February 15, 2016, to grant the Parties time to participate in a mediation with mediator David Rottman. Based upon schedules and availability of the Parties and Mr. Rottman, the Parties have scheduled the mediation with Mr. Rottman for March 17, 2016. Accordingly, to allow the Parties adequate time to engage in meaningful global settlement discussions to fully and finally resolve this dispute, pursuant to Local Rules 6-1 and 26-4, the Parties seek to further stay all proceedings in this matter to accommodate the scheduled mediation date of March 17, 2016.

1 The Parties have not engaged in any discovery; however, they are in the process of
2 exchanging information which will be beneficial to reaching a global settlement. The Parties
3 therefore stipulate and agree that:

4 1. The above-captioned dispute shall be stayed from November 9, 2015, until March
5 25, 2016 (the "Stay Period");

6 2. If the Parties do not resolve this dispute during the Stay Period and do not request
7 an additional stay from the Court to continue settlement negotiation, the Parties agree that the
8 following schedule shall be implemented:

9 a. Plaintiff shall file an amended complaint, if any, fourteen (14) calendar
10 days after the end of the Stay Period;

11 b. The Parties shall file a proposed Discovery Plan and Scheduling Order
12 within fourteen (14) calendar days after the filing of any amended complaint or the lifting of the
13 stay, whichever is later;

14 3. The statute of limitations shall be tolled commencing on November 9, 2015, and
15 ending on the last day of the Stay Period (or any additional stay period) such that measurement of
16 the statute of limitations applicable to any claim asserted under the Fair Labor Standards Act shall
17 exclude the Stay Period;

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1 4. The Parties reserve all rights and defenses to which they are entitled as of the first
2 day of the Stay Period and this stipulation does not effect and is not intended to effect a waiver of
3 any such right or defense.

4 Dated this 19th day of January, 2016.

5 THIERMAN LAW FIRM, P.C.

LITTLER MENDELSON, P.C.

6 /s/ Joshua D. Buck

/s/ Rick Roskelley

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11 *Attorneys for Plaintiff*

Attorneys for Defendant

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13 **ORDER**

14 IT IS SO ORDERED January 20, 2016.

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17 United States District Judge

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